

Carlos Hernández
Mayor

Luis Gonzalez
Council President

Katharine E. Cue-Fuente
Council Vice President



Council Members
Jose F. Caragol
Vivian Casáls-Muñoz
Isis Garcia-Martinez
Paul B. Hernández
Lourdes Lozano

City Council Agenda

April 25, 2017

7:00 P.M.

Call to Order

Roll Call

Invocation given by Marbelys Fatjo, City Clerk

Pledge of Allegiance to be led by Councilwoman Lourdes Lozano

Meeting Guidelines

The following guidelines have been established by the City Council:

➤ **ALL LOBBYISTS MUST REGISTER WITH THE CITY CLERK**

- As a courtesy to others, please refrain from using cellular telephones or other similar electronic devices in the Council Chamber.
- A maximum of three (3) speakers in favor and three (3) speakers in opposition will be allowed to address the Council on any one item. Each speaker's comments will be limited to three (3) minutes.
- No signs or placards, in support of or in opposition to an item or speaker, shall be permitted within the Council Chamber.
- Members of the public may address the City Council on any item pertaining to City business during the Comments and Questions portion of the meeting. A member of the public is limited to one appearance before the City Council and the speaker's comments will be limited to three (3) minutes.

Presentations –

- **Rev. Isle Hernandez, Chair of the Mayor's Community and Religious-Sponsored Charities Advisory Committee, also known as the Faith Committee, to update the Mayor and City Council on their accomplishments.**

1. Announcement of Amendments/Corrections to the Agenda.
2. Consent Agenda-

All items listed with letter designations are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember, the Mayor or a resident so requests, in which case the item will be removed from the consent agenda and considered along with the regular order of business.

- A.** Request permission to approve the minutes of the City of Hialeah Council Meeting held on April 11, 2017. (OFFICE OF THE CITY CLERK)
- B.** Proposed resolution approving the Memorandum of Understanding (MOU) agreement with Play for Change, Inc., (PFC) to mutually develop programs in the Parks and Recreation Department with the goal of helping disadvantaged children to use sport as a tool to help the children develop life skills, in the form attached hereto as Exhibit "1", with one year successive annual renewals and free to the City's patrons who reside in Hialeah; and authorizing the Mayor on behalf of the City, to enter into the MOU, and providing for an effective date. (DEPT. OF PARKS AND RECREATION)
- C.** Proposed resolution approving the expenditure totaling an amount not to exceed eighteen thousand eight hundred and fifty seven dollars and eighty cents (\$18,857.80) from the Law Enforcement Trust Fund – *State*, to purchase law enforcement ammunition from Florida Bullet, Inc., a sole source vendor, and waiving competitive bidding as it is advantageous to the City, upon such costs having been approved by the Chief of Police. (POLICE DEPT.)
- D.** Request permission to waive competitive bidding, since it is advantageous to the City in that this vendor is familiar with the requirements of the City's Department of Public Works, and increase purchase order number 2017-811, issued to Culmin Staffing Group, Inc, by an additional amount of \$25,000, for a new total cumulative amount not to exceed \$50,000. (DEPT. OF PUBLIC WORKS)
- E.** Request permission to waive competitive bidding, since it is advantageous to the City due to this vendor's familiarity working with the City, regulatory agencies and the wetland area, and issue a purchase order to Environmental Consultants, LLC, vendor providing the City with the services of mitigation, monitoring and maintenance of the Reverse Osmosis Water Treatment Plant wetlands, for the services of providing mitigation monitoring reports to the Reverse Osmosis Water Treatment Plant's permitting agencies for the 10-acre mitigation area and for maintenance of the mitigation area for listed nuisance plant species, in a total cumulative amount not to exceed \$29,405. (DEPT. OF PUBLIC WORKS)
- F.** Request permission to waive competitive bidding, since it is advantageous to the City in that this vendor is familiar with the requirements of the City's Department of Public Works and is one of the few laboratories certified to conduct these types of tests, and increase purchase order number 2017-809, issued to Florida-Spectrum Environmental Services, Inc., to conduct water quality testing as needed for the Reverse Osmosis Water Treatment Plant, by an additional amount of \$100,000, for a new total cumulative amount not to exceed \$230,000. (DEPT. OF PUBLIC WORKS)
- G.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Fortiline, Inc., vendor providing the lowest quotation, to purchase

one (1) inch DLJ meters, in a total cumulative amount not to exceed \$26,286. (DEPT. OF PUBLIC WORKS)

- H.** Request permission to waive competitive bidding, since it is advantageous to the City in that this vendor has previously worked for the City in pump station repairs and is familiar with the practices and standards of the Department of Public Works, and increase purchase order number 2017-806, issued to South Florida Utilities Inc., for emergency repairs on all our pump stations, wet wells and discharge pipping, as well as to repair and rehab manholes that are leaking ground water into our collection system, by an additional amount of \$150,000, for a total cumulative amount not to exceed \$300,000. (DEPT. OF PUBLIC WORKS)
- I.** Request permission to waive competitive bidding, since it is advantageous to the City in that the City's Department of Public Works has used the services of this vendor and this vendor is familiar with the department's after hours and emergency procedures, and issue a purchase order to Sunshine Communication Services, Inc., for emergency telephone services after regular hours for services, in a total cumulative amount not to exceed \$26,000. (DEPT. OF PUBLIC WORKS)
- J.** Request permission to issue a purchase order to HD Supply Waterworks, Ltd., sole source vendor, to purchase an eight (8) inch sensus water meter needed for the development of the new construction unit on West 25 Place and 12 Avenue, in a total cumulative amount not to exceed \$15,019.55. (DEPT. OF PUBLIC WORKS)
- K.** Request permission to waive competitive bidding, since it is advantageous to the City in that this is one of the vendors used by the City's Department of Public Works for pipe, materials, supplies, hydrants and meters for the past several years, and issue a purchase order to HD Supply Waterworks, Ltd., to purchase water meters, in a total cumulative amount not to exceed \$76,800. (DEPT. OF PUBLIC WORKS)
- L.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to P & J Striping Inc., vendor providing the lowest quotation, for the restriping of West 12 Avenue to 16 Avenue from West 76 Street to West 84 Street, in a total cumulative amount not to exceed \$9,034. (STREETS DEPT.)
- M.** Request permission to issue a purchase order to The Corradino Group, Inc., one of the architectural companies approved by the City Council on June 8, 2010 pursuant to Request for Qualifications 2009/10-9500-00-007-*General Consultants for Engineering and Architectural Services*, for the design of West 76 Street between 20 Avenue to 24 Avenue, in a total cumulative amount not to exceed \$78,410. (STREETS DEPT.)
- N.** Request permission to utilize Miami-Dade County Request for Qualifications No. 20140229, awarded to this vendor, and issue a purchase order to Williams Paving Co., Inc., for roadway and drainage improvements of West 76th Street between Hialeah Gardens Boulevard to West 36 Avenue, a project funded with a Joint Participation Agreement between the City and Miami- Dade County which was approved by the City Council on August 13, 2013, in a total cumulative amount not to exceed \$1,267,989.75. (STREETS DEPT.)

- O.** Request permission to increase purchase order number 2017-1313, issued to Florida Municipal Marketing, LLC, for payment of all contract invoices due with Pizzerias, LLC, Sedano's Management, Inc., Leon Medical Centers, and Simply Healthcare Plans, Inc., as well as for the renewal of a professional services agreement with this vendor, commencing on April 2017, by an additional amount of \$36,250, for a new total cumulative amount not to exceed \$48,750. (EDUCATION & COMMUNITY SERVICES DEPT.)
- P.** Request permission to utilize Western States Contracting Alliance Wireless Communication Services and Equipment Contract # 1797349 between the State of Nevada and AT&T Mobility National Accounts LLC, since it is advantageous to the City, and issue a purchase to AT&T Mobility LLC, for Net Motion Mobility XE Premium Software Maintenance of all Mobile Data Terminals mobile VPN clients, for a total cumulative amount not to exceed \$19,441.41, which also includes software maintenance, upgrades and support through March 26, 2018. (INFORMATION TECHNOLOGY DEPT)
- Q.** Request permission to waive competitive bidding, since it is advantageous to the City, and renew the service agreement with Claudia Santana, a licensed Zumba fitness instructor, to provide Zumba fitness classes through a fitness program at City owned recreation centers at specified parks open to its residents and the public at large, for a period of six (6) months beginning on May 1, 2017 and ending on November 1, 2017, with a request to institute a change in the class fee from \$5.00 per class to \$3.00 per class with the City compensating Ms. Santana on a percentage basis each month in arrears in the amount of eighty percent (80%) of the total amount of base fee paid by the participants. (DEPT. OF PARKS & RECREATION)
- R.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to P & J Striping Inc., vendor providing the lowest quotation, for the restriping of Sector 1 on Southeast 8 to 12 Street and Okeechobee Road to Southeast 8 Street, in a total cumulative amount not to exceed \$3,427.40. (STREETS DEPT.)
- S.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to P & J Striping Inc., vendor providing the lowest quotation, for the restriping of East 4 Avenue to East 8 Avenue from East 32 Street to East 41 Street, in a total cumulative amount not to exceed \$13,044.66. (STREETS DEPT.)
- T.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to P & J Striping Inc., vendor providing the lowest quotation, for the restriping of Palm Avenue to East 4 Avenue from East 32 Street to East 41 Street, in a total cumulative amount not to exceed \$17,961.98. (STREETS DEPT.)
- U.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to P & J Striping Inc., vendor providing the lowest quotation, for the restriping of West 83 Street between Wests 4th to West 8 Avenue, in a total cumulative amount not to exceed \$4,793.54. (STREETS DEPT.)
- V.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to J & M Parking Lot Maintenance, Inc., vendor providing the lowest quotation, for the restriping of Okeechobee Road from East 8 Avenue and Okeechobee Road

to Southeast 8 Street, in a total cumulative amount not to exceed \$3,107.10. (STREETS DEPT.)

- W. Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order number 2017-852, issued to Eureka Farms LLC, vendor providing the lowest quotation, to purchase Green Island Ficus, by an additional amount of \$20,000, for a new total cumulative amount not to exceed \$22,500. (STREETS DEPT.)
- X. Proposed resolution recommending the designation of East 25th Street between East 8th Avenue and East 9th Avenue, Hialeah, Florida, as “Tomas Minerva Vinuela Way”, in honor of their outstanding success, dedication and service to the community, with the cost of signage to be paid by the State of Florida. (COUNCIL PRESIDENT GONZALEZ)
- Y. Proposed resolution in support of all necessary legislative action advancing the recommendations of the Miami-Dade County Grand Jury addressing Condo Owners’ Pleas for Help, as set forth in the report filed February 6, 2017, to protect condominium owners and residents in the State of Florida. (ADMINISTRATION)
- Z. Request permission to waive competitive bidding, since it is advantageous to the City, and increase purchase order number 2017-213, issue to Trekker Tractor, LLC, to purchase heavy equipment parts and accessories for City vehicles, in a total cumulative amount not to exceed \$20,000. (FLEET MAINTENANCE DEPT.)
- AA. Request permission to retain the professional services of Gabriel, Roeder, Smith & Company as actuary consultant to the City, since it is advantageous to the City in that this firm is the current actuary for the Elected Officers Retirement Trust and Other Post Employment Benefit (OPEB) Plan, in an estimated fee of \$50,000 from October 1, 2016 to September 30, 2017, with the fee being based on hours for senior actuary consultant, actuary consultant, senior analyst and other staff as required. (OFFICE OF MANAGEMENT AND OFFICE)

3. Board Appointments –

4. Unfinished Business -

5. New Business -

6. Comments and Questions –

Administration of Oath to all applicants and anyone who will be speaking before the City Council on any Zoning, Land Use or Final Decision item.

Attention Applicants: Items approved by the City Council are subject to the Mayor’s approval or veto. The Mayor may withhold his signature or veto the item. If the Mayor’s signature is withheld, the item is not effective until the next regularly scheduled meeting. If the Mayor vetoes the item, the item is rejected unless the Council overrides the veto at the next regular meeting.

ZONING

- PZ 1.** First reading of proposed ordinance rezoning property from R-1 (One Family District) to R-2 (One and Two Family Residential District); and granting a variance permit for two substandard lots; lot 1 with a frontage of 38.10 feet where 75 feet are required; a total lot area of 5,678 square feet, more or less, where 7,500 square feet are required; interior side setback of 5 feet where 7.5 feet are required; corner side setback of 10.3 feet where 15 feet are required; lot coverage of 32.5 % where the maximum of 30% is required; and on lot 2 with a frontage of 40 feet where 75 feet are required; a total lot area of 5,997 square feet, more or less, where 7,500 feet are required; east and west setbacks of 5 feet where 7.5 feet are required; lot coverage of 30.5% where the maximum of 30% is required; contra to Hialeah Code of Ordinances §§ 98-348(a), 98-544, 98-546 and 98-2056(b)(2); to construct a duplex on each lot. **Property located at 502 East 27th Street, Hialeah, Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. (*Applicant: Alejandro Villarelo, P.A. on behalf of Ada Group 502 LLC*)

<i>Item was approved by the Planning and Zoning Board on April 12, 2017.</i>
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<i>Planner's Recommendation: Approval</i>

<i>Owner of the Property: Ada Group 502, LLC, 16400 NW 59 Avenue, Miami Lakes, FL 33014.</i>
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- PZ 2.** First reading of proposed ordinance rezoning property from R-3 (Multiple Family District) to R-3-3 (Multiple Family District) pursuant to § 98-595; and granting a variance permit to allow a front setback of 20 feet where 25 feet are required; contra to Hialeah Code of Ordinances § 98-589. **Property located at 2601 West 12th Avenue, Hialeah, Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. (*Applicant: Alejandro Villarelo, P.A. on behalf of 2601 West 12 Avenue LLC*)

<i>Item was approved by the Planning and Zoning Board on April 12, 2017.</i>
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<i>Planner's Recommendation: Approval</i>

<i>Owner of the Property: 2601 West 12 Avenue, LLC., 7480 SW 40th Street, Suite 700, Miami, FL 33155.</i>
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- PZ 3.** First reading of proposed ordinance rezoning property from R-1 (One Family District) and RO (Residential Office District) to C-2 (Liberal Retail Commercial District) and granting a Special Use Permit (SUP) to extend the Neighborhood Business Overlay District Regulations (NBD) pursuant to Hialeah Code of Ordinances § 98-1630.8; and granting a variance permit to allow a front setback of 15.75 feet where 22 feet are required on the tower of the middle building of a seven-story apartment building; contra to Hialeah Code of Ordinances § 98-1630.3(e)1. **Property located at 1440-1450-1460 West 68th Street, Hialeah, Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. (*Applicant: Elizabeth Bello, Esq., on behalf of M&E Holdings LLC*)

<i>Item was approved by the Planning and Zoning Board on April 12, 2017.</i>
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<i>Planner's Recommendation: Approval</i>
<i>Owner of the Property: Enrique Bello, M & E Holding LLC, 1490 West 68 Street, Suite 204, Hialeah, FL 33014.</i>

- PZ 4.** First reading of proposed ordinance granting a variance permit to allow a 10 foot concrete block-wall along the rear lot line where a maximum of 6 feet are required at an existing Gratigny FPL Substation; contra to Hialeah Code of Ordinances § 98-2121(b)(3). **Property located at 1545 West 68th Street, Hialeah, Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on April 12, 2017.</i>
<i>Planner's Recommendation: Approval</i>
<i>Owner of the Property: Florida Power & Light, 700 Universe Blvd PSX/JB, Juno Beach, FL 33408.</i>

- PZ 5.** First reading of proposed ordinance granting a variance permit to allow lot coverage of 40% where a maximum of 30% is required; contra to Hialeah Code of Ordinances § 98-2056(b)(2); property zoned R-2 (One and Two Family Residential District). **Property located at 2210 West 5th Way, Hialeah, Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on April 12, 2017.</i>
<i>Planner's Recommendation: Approval</i>
<i>Owner of the Property: Francisco & Maribel Vasallo, 8782 SW 8th Street, Unit 4, Miami, FL 33174.</i>

NEXT CITY COUNCIL MEETING: Tuesday, May 9, 2017 at 7:00 P.M.

NEXT CHARTER SCHOOL OVERSIGHT COMMITTEE MEETING: Tuesday, May 23, 2017 at 6:30 p.m.

Anyone wishing to obtain a copy of an agenda item should contact the Office of the City Clerk at (305) 883-5820 or visit at 501 Palm Avenue, 3rd Floor, Hialeah, Florida, between the hours of 8:30 a.m. and 5:00 p.m.

Persons wishing to appeal any decision made by the City Council, with respect to any matter considered at the meeting, will need a record of the proceedings and, for such purposes, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

An ordinance or resolution shall become effective when passed by the City Council and signed by the Mayor or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto. If the Mayor's veto is sustained, the affected ordinance or resolution does not become law and is deemed null and void.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodations to participate in the proceeding should contact the Office of the City Clerk at (305) 883-5820 for assistance no later than seven (7) days prior to the proceeding; if hearing impaired you may telephone the Florida Relay Service at (800) 955-8771 (TDD), (877) 955-8773 (Spanish) or (800) 955-8770 (Voice).